

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISIONFILED BY *AMS* D.C.

UNITED STATES OF AMERICA

05 SEP 15 AM 10:29

v.

No. 05-20211-D

THOMAS H. GOSD
CLERK, U.S. DISTRICT COURT
W.D. OF TENNESSEE

JOHN SIMMONS

**ORDER CONTINUING ARRAIGNMENT AND
SPECIFYING PERIOD OF EXCLUDABLE DELAY UNDER THE SPEEDY TRIAL ACT**

The Defendant's counsel requested an additional week to review the mental evaluation. The Court finds that in the interests of justice, this matter be continued. Pursuant to the Speedy Trial Act, as set in 18 U.S.C. §3161(h)(8)(A), defendant's period of excludable delay may be granted if the ends of justice are served.

The Arraignment is therefore continued and reset to Wednesday, September 21, 2005 @ 10:00a.m. in Courtroom #5, 3rd Fl., Federal Building, 167 N. Main Street, Memphis, Tennessee.

It is therefore ORDERED that the time period of 9/14/05 through, 9/20/05 be excluded from the time its imposed by the Speedy Trial Act for trial of this case, due to the interests of justice.

This 14th day of September, 2005.*Dorian K. Gosd*

UNITED STATES MAGISTRATE JUDGE

(18)



Notice of Distribution

This notice confirms a copy of the document docketed as number 18 in case 2:05-CR-20211 was distributed by fax, mail, or direct printing on September 15, 2005 to the parties listed.

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Honorable Tu Pham
US DISTRICT COURT